

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GAYLE D. HANKS, *et al.*,

Plaintiffs,

v.

CITY OF SEATTLE, *et al.*,

Defendants.

CASE NO. C21-0601-JCC

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable John C. Coughenour, United States District Judge:

This matter comes before the Court *sua sponte*. On May 17, 2021, Plaintiffs filed a *pro se* complaint with the Court. (Dkt. No. 7.) It alleges Defendants lied and assaulted Plaintiffs. (*Id.* at 1–6.) They seek “over 1 million in cash” along with other relief. (*Id.* at 7.) In the section where Plaintiffs must establish the basis for the Court’s jurisdiction, they failed to check the boxes for whether jurisdiction is based on a federal question or diversity of citizenship. (*Id.* at 3.) Instead, they reiterate their allegations. (*Id.*) It is not clear to the Court that the allegations contain a federal question. *See* 28 U.S.C. § 1331. Nor is it clear that the parties are completely diverse or that the amount in controversy exceeds \$75,000. *See* 28 U.S.C. § 1332. Therefore, it is not clear what the basis of the Court’s jurisdiction is in this matter.

1 “If the Court determines at any time that it lacks subject-matter jurisdiction, the court
2 must dismiss the action.” Fed R. Civ. P. 12(h)(3). Moreover, “[t]he party asserting jurisdiction
3 has the burden of proving all jurisdictional facts.” *See Indus Tectonics, Inc. v. Aero Alloy*, 912
4 F.2d 1090, 1092 (9th Cir. 1990).

5 Plaintiffs are ORDERED TO SHOW CAUSE why the Court should not dismiss this
6 action for lack of subject matter jurisdiction under Fed. R. Civ. P. 12(h)(3) by filing an
7 explanation of how the case meets the subject matter jurisdictional requirements based on either
8 diversity of citizenship or a federal question. The explanation must be filed by July 23, 2021 or
9 the case will be dismissed without prejudice.

10 DATED this 12th day of July 2021.

11 Ravi Subramanian
12 Clerk of Court

13 s/Paula McNabb
14 Deputy Clerk